

Department of Permits Approvals and Inspections
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of

Civil Citation No. 89925

Kimberly D Glowack

3467 Dunhaven Road

Respondent

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on March 30, 2011 for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-4-201 (b)(d), failure to store waste in rodent resistant containers with tight fitting lids, section 13-4-201, 13-7-309, 310, failure to maintain property free of animal feces, trash and debris on residential property.

On March 14, 2011, pursuant to § 3-6-205, Baltimore County Code, Inspector David Gaine issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$150.00 (one hundred fifty dollars).

The following persons appeared for the Hearing and testified: Kimberly Glowack, Respondent and, David Gaine, Baltimore County Code Enforcement Officer.

Testimony was presented that upon a neighbor complaint an inspection of the property revealed dog feces, trash under a deck and trash cans without lids on the property. Due to a history of continued problems at this location a citation was immediately issued, mailed and posted. Respondent testified that there had been construction-related debris under the deck that she was not aware of. She acknowledged the situation concerning the dog feces, but testified that she was having difficulties with a neighbor regarding trash on her property. Finally, she related that her boyfriend had run over the trash cans. She was admonished as to the history of the property, her responsibilities as a home owner, and she agreed to keep the property in compliance in the future.

Having heard the testimony and evidence presented at the Hearing:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$150.00 (one hundred dollars).

IT IS FURTHER ORDERED that \$75.00 of the \$150.00 civil penalty be suspended, with an immediate \$75.00 fine imposed at this time.

IT IS FURTHER ORDERED that the remaining \$75.00 will be imposed if the property is not brought into compliance immediately.

IT IS FURTHER ORDERED that the remaining \$75.00 will be imposed if there is a subsequent finding against the Respondent for the same violation.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty AND any expenses incurred by Baltimore County, as authorized above, shall be imposed and placed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this 11th day of April 2011

Signed: Original Signed 4/11/11
Lawrence M. Stahl
Managing Administrative Law Judge

NOTICE TO RESPONDENT: The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security in the amount of the penalty assessed